



EN 2662

Atty. Dkt. No. 016778-0432

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Gen MOTOYOSHI

Title: CDMA COMMUNICATION SYSTEM  
CAPABLE OF FLEXIBLY ASSIGNING  
SPREADING CODES TO A CHANNEL  
IN ACCORDANCE WITH TRAFFIC

Appl. No.: 09/888,393

Filing Date: 06/26/2001

Examiner: Cho, Hong Sol

Art Unit: 2662

**AMENDMENT TRANSMITTAL**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an amendment in the above-identified application.

- ☐ Small Entity status under 37 C.F.R. § 1.9 and § 1.27 has been established by a previous assertion of Small Entity status.
- ☐ Assertion of Small Entity status is enclosed.
- ☒ The fee required for additional claims is calculated below:

	Claims As Amended		Previously Paid For		Extra Claims Present		Rate		Additional Claims Fee
Total Claims:	40	-	36	=	4	x	\$50.00	=	\$200.00
Independent Claims:	12	-	8	=	4	x	\$200.00	=	\$800.00
First presentation of any Multiple Dependent Claims:		+					\$360.00	=	\$0.00
CLAIMS FEE TOTAL									= \$1000.00

- ☐ Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

<input type="checkbox"/> Extension for response filed within the first month:	\$120.00	\$0.00
<input type="checkbox"/> Extension for response filed within the second month:	\$450.00	\$0.00
<input type="checkbox"/> Extension for response filed within the third month:	\$1,020.00	\$0.00
<input type="checkbox"/> Extension for response filed within the fourth month:	\$1,590.00	\$0.00
<input type="checkbox"/> Extension for response filed within the fifth month:	\$2,160.00	\$0.00
EXTENSION FEE TOTAL:		\$0.00
<input type="checkbox"/> Statutory Disclaimer Fee under 37 C.F.R. 1.20(d):	\$130.00	\$0.00
CLAIMS, EXTENSION AND DISCLAIMER FEE TOTAL:		\$1000.00
<input type="checkbox"/> Small Entity Fees Apply (subtract ½ of above):		\$0.00
TOTAL FEE:		\$1000.00

- ☐ Please charge Deposit Account No. 19-0741 in the amount of \$1,0000.00. A duplicate copy of this transmittal is enclosed.
- ☒ A check in the amount of \$1,000.00 is enclosed.
- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741. If any extensions of time are needed for timely acceptance of papers submitted herewith, applicant hereby petitions for such extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 19-0741.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date June 3, 2005

By 

FOLEY & LARDNER LLP  
Customer Number: 22428  
Telephone: (202) 672-5407  
Facsimile: (202) 672-5399

David A. Blumenthal  
Attorney for Applicant  
Registration No. 26,257



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**CERTIFICATE OF MAILING**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Commissioner:

I hereby certify that the following paper(s) and/or fee along with any attachments referred to or identified as being attached or enclosed are being deposited with the United States Postal Service as First Class Mail under 37 C.F.R. § 1.8(a) on the date of deposit shown below with sufficient postage and in an envelope addressed to the Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450.

1. Amendment and Reply Under 37 C.F.R. § 1.111
2. Amendment Transmittal
3. Postcard
4. Check No. 17597 (\$1000) for extra claims

June 3, 2005

Date

Respectfully submitted,

David A. Blumenthal  
Reg. No. 26,257

Foley & Lardner LLP  
Customer Number: 22428  
Telephone: (202) 672-5407  
Facsimile: (202) 672-5399



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**AMENDMENT AND REPLY UNDER 37 CFR 1.111**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This communication is responsive to the Non-Final Office Action dated March 22, 2005, concerning the above-referenced patent application.

Please amend the application as follows:

06/08/2005 GWORDDF1 00000011 09888393

01 FC:1201	800.00 DP
02 FC:1202	200.00 DP

In the Written Description:

On page 7, paragraph beginning at line 16, please amend as follows:

In the example being illustrated, the CDMA communication system is assigned with zeroth through fifth spreading codes C0, C1, C2, C3, C4 and C5~~C4, C5, and C6~~. In addition, the zeroth and the first spreading codes C0 and C1 are assigned to the reverse channel as reverse spreading codes while the second through the fifth spreading codes C2 to C5 are assigned to the forward channel as forward spreading codes. That is, the reverse channel is assigned with the reverse spreading codes while the forward channel is assigned with the forward spreading codes. The reverse spreading codes and the forward spreading codes are different from each other.